



\$ AF
1600

RECEIVED
TECH CENTER 2000
NOV 17 2003
PATENT
OFFICE

Attorney Docket No.: A-72230-GRS/CY
Attorney Client Matter No.: 455675-00194

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

BENOIT *et al.*

Serial No. 09/240,675

Filed: February 2, 1999

For: *AN ISOLATED PEPTIDE OR
POLYPEPTIDE OF THE
EXTRACELLULAR PORTION OF THE
HUMAN INTERFERON RECEPTOR
(IFN-R)*

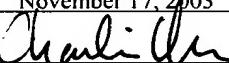
Examiner: DEVI, Sarvamangala J.N.

Art Group No.: 1645

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop-AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on:

Date: November 17, 2003

Signature 
Charlie Y. Oh

**AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION
UNDER 37 CFR § 1.116**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant has considered the Final Office Action mailed 16 July 2003 and requests reconsideration of the claims in light of the amendment and remarks herein. Accompanying this response is a Notice of Appeal of the rejected claims. A Petition for Extension of Time and the requisite fee under 37 CFR § 1.136(a), extending the period for response by one month, are being submitted concurrently herewith. This Response is therefore timely filed on 17 November 2003.

Please amend the above-referenced application as follows:

AMENDMENTS TO THE CLAIMS begin on page 2.

AMENDMENTS TO THE SPECIFICATION begin on page 4.

REMARKS begin on page 7.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***In re* patent application of****Patrick BENOIT *et al.*****Serial No. 09/240,675****Group Art Unit: 1645****Examiner: S. Devi****Filed: February 2, 1999**

**For: MONOCLONAL ANTIBODIES AGAINST THE INTERFERON RECEPTOR
WITH NEUTRALIZING ACTIVITY AGAINST TYPE I INTERFERON**

AMENDMENT TRANSMITTAL

**Commissioner for Patents
Washington, D.C. 20231**

Sir:

Transmitted herewith is an Amendment and Reply under 37 C.F.R. §1.116 in the above-identified application.

[] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a Small Entity statement previously submitted.

- Declaration of Julia ANDRAL-ZIURYS, U.S. Patent Attorney.
- Figures 2A, 2B, 3A, and 3B.
- Bound original Annexes 1-21.
- The fee required for additional claims is calculated below:

	Claims As Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	5	—	5 = 0	x \$18.00 =	\$0.00
Independents:	3	—	2 = 1	x \$84.00 =	\$84.00
First presentation of any Multiple Dependent Claims:			+ \$280.00 =		\$0.00
			CLAIMS FEE TOTAL: =		\$84.00

Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input checked="" type="checkbox"/>	Extension for response filed within the first month:	\$110.00	\$110.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$400.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$920.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,440.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$1,960.00	\$0.00
EXTENSION FEE TOTAL:			\$110.00
CLAIMS AND EXTENSION FEE TOTAL:			\$194.00
<input type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$0.00
TOTAL FEE:			\$194.00

Please charge Deposit Account No. 19-0741 in the amount of \$0.00.
A duplicate copy of this transmittal is enclosed.

A check in the amount of \$194.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Dec. 7, 2001

Date

Bernhard D. Saxe
Registration No. 29,768

FOLEY & LARDNER
Washington Harbour
3000 K Street, N.W., Suite 500
Washington, D.C. 20007
Phone: (202) 672-5427
Fax: (202) 672-5399